

HOUSE JUDICIARY COMMITTEE AMENDMENT NO. 2

AMENDMENT NO. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 357 House Bill No. 267

by deleting SECTION 1 in its entirety and by renumbering subsequent sections accordingly.

FURTHER AMEND by adding the following new sections immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. Tennessee Code Annotated, Section 55-10-451, is amended by designating the existing language as subsection (a) and by adding the following new subsection (b):

(b) The proceeds from the increased portion of the fines for driving under the influence of an intoxicant provided for in this act shall be collected by the respective court clerks and then deposited in a dedicated county fund. Such fund shall not revert to the county general fund at the end of a fiscal year but shall remain for the purposes set in this section. For purposes of this section, the increased portion of the fine shall for all purposes be considered to be the first four hundred dollars (\$400) collected after the initial collection of six hundred dollars (\$600) on a second offense, and the first four hundred dollars (\$400) collected after the initial collection of one thousand one hundred dollars (\$1,100) on a third or subsequent offense.

Section____. Tennessee Code Annotated, Section 55-10-452, is amended by designating the existing language as subsection (a) and by adding the following new subsection (b):

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(b) The respective counties shall be authorized to expend the funds generated by the increased fines provided for in this act by appropriations to alcohol and drug treatment facilities licensed by the department of health; metropolitan drug commissions or other similar programs sanctioned by the governor's Drug Free Tennessee program; or organizations exempted from the payment of federal income taxes by the United States Internal Revenue Code (26 U.S.C. § 501(c)(3)) whose primary mission is to educate the public on the dangers of illicit drug use or alcohol abuse or to render treatment for alcohol and drug addiction; or organizations that operate drug and alcohol programs for the homeless or indigent.

Section____. Tennessee Code Annotated, Section 55-10-453, is amended by designating the existing language as subsection (a) and by adding the following new subsection (b):

(b). The minimum and maximum fines for driving under the influence of an intoxicant in existence between July 1, 1994, and July 1, 1995, shall continue to be collected and distributed as provided in subsection (a) of this section.